UNITED STATES BANKRUPTCY COURT District of Delaware 824 Market Street, 3rd Floor

Wilmington, DE 19801

In Re:) Bankruptcy Case No.: 20–10553–CTC
Start Man Furniture LLC, et al.) Bankruptcy Chapter: 7
Debtor)
)
Alfred T. Giuliano)
)
Plaintiff) Adv. Proc. No.: 22–50203–CTG
vs.)
Multi Service Technology Solutions, Inc. fka MSTS Payments, LLC dba Best Buy Business Advantage)
Defendant)

ORDER ASSIGNING ADVERSARY PROCEEDING TO MEDIATION AND APPOINTING MEDIATOR

Pursuant to this Court's Local Rule 9019–5, Alfred T. Giuliano, Plaintiff(s) and the above named Defendant(s) (collectively, the "Parties"), are directed to mediation to attempt to resolve disputes by and between the Parties relative to the above–captioned adversary proceeding. Upon the foregoing, it is hereby

ORDERED that this matter is scheduled for Trial on a date to be determined; and it is further

ORDERED that the above–captioned adversary proceeding is hereby assigned to mediation; and it is further ORDERED that the costs of the mediation shall be paid by the bankruptcy estate, or if there is no bankruptcy estate, by the plaintiff in the adversary proceeding, or as directed by the Court, or as indicated in the Stipulation to Appoint a Mediator; and it is further

ORDERED that:

(a) If the parties have stipulated to entry of this order, David M. Banker, who has been selected by the parties is appointed the mediator in this adversary proceeding; or,

(b) If the parties have not stipulated to entry of this order, the court appoints, who is a mediator from the Register of Mediators of the United States Bankruptcy Court for the District of Delaware, as the mediator in this adversary proceeding; and it is further

ORDERED that this mediation shall be conducted in accordance with the Local Rules of the United States Bankruptcy Court of the District of Delaware; and it is further

ORDERED that all deadlines as defined in the Scheduling/Pre-Trial Order entered 8/16/22 shall apply.

Date: <u>10/5/22</u>

Craig T Goldblatt Bankruptcy Judge

Cry Doubleto

(VAN-447)

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United States Bankruptcy Court
District of Delaware

Giuliano,

Plaintiff Adv. Proc. No. 22-50203-CTG

Multi Service Technology Solutions, Inc.,

Defendant

CERTIFICATE OF NOTICE

District/off: 0311-1 User: admin Page 1 of 2
Date Rcvd: Oct 05, 2022 Form ID: van447 Total Noticed: 3

The following symbols are used throughout this certificate:

Symbol Definition

Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 07, 2022:

Recip ID Recipient Name and Address

aty + Jeffrey L Nolan, Pachulski Stang Ziehl & Jones LLP, 10100 Santa Monica Blvd., 13th Floor, Los Angeles, CA 90067 UNITED STATES

90067-4114

md + David M. Banker, Montgomery McCracken Walker & Rhoads LLP, 437 Madison Avenue, 24th Floor, New York, NY 10022-7035

+ Multi Service Technology Solutions, Inc., 8650 College Boulevard, Overland Park, KS 66210-1886

TOTAL: 3

dft

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 07, 2022 Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 5, 2022 at the address(es) listed below:

Name Email Address

Alfred T. Giuliano

atgiuliano@giulianomiller.com

ddileo@giulianomiller.com;nj68@ecfcbis.com;agiuliano@ecf.epiqsystems.com;nj90@ecfcbis.com

Andrew W. Caine

on behalf of Plaintiff Alfred T. Giuliano acaine@pszyjw.com

Bradford J. Sandler

on behalf of Plaintiff Alfred T. Giuliano bsandler@pszjlaw.com

David M. Banker

on behalf of Mediator David M. Banker dbanker@mmwr.com david-banker-1986@ecf.pacerpro.com

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Evan T. Miller

on behalf of Defendant Multi Service Technology Solutions Inc. emiller@bayardlaw.com, kmccloskey@bayardlaw.com

Peter J Keane

on behalf of Plaintiff Alfred T. Giuliano pkeane@pszjlaw.com

TOTAL: 6